

Pro Se 4 (Rev. 12/16) Complaint for a Civil Case Alleging Breach of Contract

## UNITED STATES DISTRICT COURT

for the

Western District of Virginia

Civil Division

CLERK'S OFFICE U.S. DIST. COURT  
AT LYNCHBURG, VA  
FILED

OCT 21 2021

JULIA C. DUDLEY, CLERK  
BY:   
DEPUTY CLERK

John Parlante

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

Liberty University et. al.

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

Case No.

6:21CV00053  
(to be filled in by the Clerk's Office)Jury Trial: (check one) ☒ Yes ☐ No**COMPLAINT FOR A CIVIL CASE ALLEGING BREACH OF CONTRACT**  
(28 U.S.C. § 1332; Diversity of Citizenship)**I. The Parties to This Complaint****A. The Plaintiff(s)**

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name	John Parlante
Street Address	1500 Fremont Street
City and County	Las Vegas, Clark County
State and Zip Code	Nevada, 89101
Telephone Number	916-666-5356
E-mail Address	jparlante@liberty.edu

**B. The Defendant(s)**

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title *(if known)*. Attach additional pages if needed.

## Defendant No. 1

Name	Liberty University
Job or Title <i>(if known)</i>	
Street Address	1971 University Blvd
City and County	Lynchburg
State and Zip Code	Virginia, 24515
Telephone Number	434 582-2000
E-mail Address <i>(if known)</i>	

## Defendant No. 2

Name	Dr. Michael Hart
Job or Title <i>(if known)</i>	Professor
Street Address	1971 University Blvd
City and County	Lynchburg
State and Zip Code	
Telephone Number	
E-mail Address <i>(if known)</i>	

## Defendant No. 3

Name	
Job or Title <i>(if known)</i>	
Street Address	
City and County	
State and Zip Code	
Telephone Number	
E-mail Address <i>(if known)</i>	

## Defendant No. 4

Name	
Job or Title <i>(if known)</i>	
Street Address	
City and County	
State and Zip Code	
Telephone Number	

E-mail Address *(if known)* \_\_\_\_\_**II. Basis for Jurisdiction**

Federal courts are courts of limited jurisdiction (limited power). Under 28 U.S.C. § 1332, federal courts may hear cases in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000. In that kind of case, called a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff. Explain how these jurisdictional requirements have been met.

**A. The Plaintiff(s)**

1. If the plaintiff is an individual

The plaintiff, *(name)* John Parlante, is a citizen of the  
State of *(name)* Nevada.

2. If the plaintiff is a corporation

The plaintiff, *(name)* \_\_\_\_\_, is incorporated  
under the laws of the State of *(name)* \_\_\_\_\_,  
and has its principal place of business in the State of *(name)* \_\_\_\_\_.

*(If more than one plaintiff is named in the complaint, attach an additional page providing the same information for each additional plaintiff.)*

**B. The Defendant(s)**

1. If the defendant is an individual

The defendant, *(name)* Liberty University, is a citizen of  
the State of *(name)* Virginia. Or is a citizen of  
*(foreign nation)* \_\_\_\_\_.

2. If the defendant is a corporation

The defendant, *(name)* \_\_\_\_\_, is incorporated under  
the laws of the State of *(name)* \_\_\_\_\_, and has its  
principal place of business in the State of *(name)* \_\_\_\_\_.  
Or is incorporated under the laws of *(foreign nation)* \_\_\_\_\_,  
and has its principal place of business in *(name)* \_\_\_\_\_.

*(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)*

### C. The Amount in Controversy

The amount in controversy—the amount the plaintiff claims the defendant owes or the amount at stake—is more than \$75,000, not counting interest and costs of court, because *(explain)*:

The University is running a multiple-year diploma mill program using unqualified and unsupervised professors, (one of whom is fundamentally dishonest) that refuse to follow orders from the disabled student's department while incurring massive debts in the form of student loans.

### III. Statement of Claim

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

The plaintiff, *(name)* John Parlante, and the defendant, *(name)* Liberty University, made an agreement or contract on *(date)* 04/27/2018. The agreement or contract was *(oral or written)* written. Under that agreement or contract, the parties were required to *(specify what the agreement or contract required each party to do)* Liberty University to provide education services and for the plaintiff to pay for the services.

The defendant failed to comply because *(specify what the defendant did or failed to do that failed to comply with what the agreement or contract required)*

Defendant uses unqualified and unsupervised professors that moonlight at multiple universities and retaliate against students as well as fail to properly do their job timely.

The plaintiff has complied with the plaintiff's obligations under the contract.

### IV. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

The (defendant) University insists on being paid additional money in order to graduate, for classes already completed. It failed to investigate a professor for civil rights violations (of plaintiff) and it refuses to fix mistakes that it has made toward plaintiff.

Plaintiff demands all his tuition money be refunded with interest plus an additional \$300,000 for lost opportunity and the intentional infliction of emotional stress. Plaintiff is disabled and cannot both work a job and finish the program. The amount of debt generated thus far is massive and interest accrues continuously.

## V. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

### A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 10/14/2021

Signature of Plaintiff

Printed Name of Plaintiff John Parlante

### B. For Attorneys

Date of signing:

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

Street Address

State and Zip Code

Telephone Number

E-mail Address